SENATE FILE 381
BY COMMITTEE ON TRANSPORTATION

(SUCCESSOR TO SF 24)

(As Amended and Passed by the Senate March 14, 2023)

_____ and [= New Language by the Senate

~~*~~ = Language Stricken by the Senate

A BILL FOR

An Act regarding special minor's driver's licenses, and making penalties applicable.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

Section 1. Section 321.194, subsection 2, paragraph a, subparagraph (1), subparagraph division (b), Code 2023, is amended to read as follows:

(b) Over the most direct and accessible route between the licensee's residence or school of enrollment and a site, facility, or school that is not the licensee's school of enrollment, for the purpose of participating in extracurricular activities conducted under a sharing agreement with the licensee's school of enrollment or conducted at a site, facility, or school designated by the licensee's school district for the accommodation of the school's extracurricular activities, provided the ~~site, facility, or school is within the licensee's school district of enrollment or is within a school district contiguous to the licensee's school district of enrollment~~ driving distance between the point of origin and the destination is no more than fifty miles.

Sec. 2. Section 321.194, subsection 2, paragraph a, Code 2023, is amended by adding the following new subparagraph:

NEW SUBPARAGRAPH. (04) If the licensee is otherwise employed, the licensee may operate a motor vehicle during the hours of 5:00 a.m. to 10:00 p.m. over the most direct and accessible route between the licensee's residence or school of enrollment and the licensee's place of employment, provided the driving distance between the licensee's place of employment and the nearest point on the route on which the licensee is authorized to travel under subparagraph (1), subparagraph division (a), or subparagraph (2), subparagraph division (a), is no more than fifty miles.

Sec. 3. Section 321.194, subsection 2, paragraph a, subparagraph (4), Code 2023, is amended to read as follows:

(4) To a service station for the purpose of refueling, so long as the service station is the station closest to the route on which the licensee is traveling under ~~subparagraph (1), (2), or (3)~~ this paragraph.

Sec. 4. Section 321.194, subsection 3, paragraphs b and c,

Code 2023, are amended to read as follows:

b. Upon receipt of a statement of necessity, the department shall issue the driver's license provided the applicant is otherwise eligible for issuance of the license. ~~The fact that the applicant resides at a distance less than one mile from the applicant's school of enrollment is prima facie evidence of the nonexistence of necessity for the issuance of a license. However, the distance between the applicant's residence and school of enrollment shall not be considered if the applicant resides on a farm or is employed for compensation on a farm.~~

c. The school shall develop and adopt a policy establishing the criteria that the school shall use to approve or deny certification that a need exists for a license. The adopted policy must require the school to approve certification that a need exists for a license for a student who participates in an extracurricular activity, resides on a farm, is employed for compensation on a farm in this state, or is otherwise employed. If the school is a public school, the policy shall be developed and adopted by the school board. If the school is an accredited nonpublic school, the policy shall be developed and adopted according to procedures determined by the authorities in charge of the accredited nonpublic school.